

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

PETER ANDA, LATRICIA BELL,  
JONATHON ELSENBROEK,  
JACQUELYN JOHNSON,  
LESLIE PENEGOR, and DONALD  
WALSTROM, for themselves and  
class members,

Case No. 1:14-cv-00295

Hon. Robert J. Jonker

Plaintiffs,

v.

ROOSEN, VARCHETTI & OLIVIER,  
PLLC, RICHARD G. ROOSEN, PAUL  
E. VARCHETTI, LYNN M. OLIVIER,  
WEB EQUITY HOLDINGS, LLC,  
CAVALRY SPV I, LLC and MAIN  
STREET ACQUISITION CORP.,

Defendants.

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PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT

Plaintiffs move for summary judgment, against Defendants, as to liability, pursuant to Fed. R. Civ. P. 56, holding that Defendants violated the Fair Debt Collections Practices Act by making a false representation of the amount or legal status of a debt in violation of 15 U.S.C. §§ 1692e and by collecting or attempting to collect an amount that is not authorized by the agreement creating the debt or permitted by law, in violation of 15 U.S.C. § 1692f(1).

Plaintiffs submit that, except as to the amount of damages, there is no genuine dispute as to any material fact and Plaintiff is entitled to judgment as a matter of law.

Plaintiffs' counsel has contacted defendants' counsel to ascertain whether the motion will

be opposed. Counsel is informed that the motion will be opposed.

Dated: June 30, 2015

/s/ Phillip C. Rogers  
Phillip C. Rogers (P34356)  
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Dated: June 30, 2015

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